

1
2
3
4
5
6 **UNITED STATES DISTRICT COURT**
7 **WESTERN DISTRICT OF WASHINGTON**
8 **AT SEATTLE**

9 UNITED STATES OF AMERICA,

NO. MJ09-606

10 Plaintiff,

11 v.

DETENTION ORDER

12 CARLOS ROJO-VILLARRUEL,

13 Defendant.
14

15 Offense charged:

16 Possession of Methamphetamine With Intent to Distribute, in violation of 21 U.S.C. §§
17 841(a)(1), 841(b)(1)(A), and 18 U.S.C. § 2

18 Date of Detention Hearing: December 22, 2009

19 The Court, having conducted a detention hearing pursuant to 18 U.S.C. § 3142(f), and
20 based upon the factual findings and statement of reasons for detention hereafter set forth, finds:

21 FINDINGS OF FACT AND STATEMENT OF REASONS FOR DETENTION

22 (1) Pursuant to 18 U.S.C. § 3142(e), there is a rebuttable presumption that
23 defendant is a flight risk and a danger to the community based on the nature of the pending
24 charges. Application of the presumption is appropriate in this case.

25 (2) Defendant has no ties to this jurisdiction.

26 (3) Defendant has substantial family ties to Mexico.

DETENTION ORDER

18 U.S.C. § 3142(i)

Page 1

1 (4) Defendant is not employed.

2 (5) Defendant has been previously charged with immigration offenses, including
3 bringing in or harboring aliens and claiming false citizenship, although dispositions of the
4 offenses are unknown.

5 (6) There are no conditions or combination of conditions other than detention that
6 will reasonably ensure the appearance of the defendant.

7 IT IS THEREFORE ORDERED:

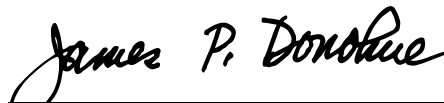
8 (1) Defendant shall be detained and shall be committed to the custody of the
9 Attorney General for confinement in a correction facility separate, to the extent
10 practicable, from persons awaiting or serving sentences or being held in custody
11 pending appeal;

12 (2) Defendant shall be afforded reasonable opportunity for private consultation with
13 counsel;

14 (3) On order of a court of the United States or on request of an attorney for the
15 government, the person in charge of the corrections facility in which defendant
16 is confined shall deliver the defendant to a United States Marshal for the
17 purpose of an appearance in connection with a court proceeding; and

18 (4) The Clerk shall direct copies of this Order to counsel for the United States, to
19 counsel for the defendant, to the United States Marshal, and to the United States
20 Pretrial Services Officer.

21 DATED this 22nd day of December, 2009.

22 
23 _____
24 JAMES P. DONOHUE
25 United States Magistrate Judge
26